

SUPREME COURT OF ARIZONA  
ADMINISTRATIVE OFFICE OF THE COURTS

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FILED

JUL 21 2004

ARIZONA SUPREME COURT  
ADMINISTRATIVE OFFICE OF THE COURTS

|                           |   |                                     |
|---------------------------|---|-------------------------------------|
| In the Matter of:         | ) |                                     |
|                           | ) |                                     |
| Defensive Driving Program | ) | Administrative Directive            |
| Complaint 04-D001         | ) | No. 2004 - <u>06</u>                |
|                           | ) | (Affecting Administrative Directive |
|                           | ) | No 2004-03)                         |

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On April 9, 2004, by Administrative Directive 2004-03, the Administrative Director ordered that confidential information pertaining to the above cited complaint against a Defensive Driving Program certificate holder could be disclosed to the Motor Vehicle Division of the Arizona Department of Transportation and to the Arizona Department of Public Safety.

The Arizona Code of Judicial Administration § 7-201(H)(7)(b) provides that upon a finding of probable cause, all information and documents related to a complaint against a certificate holder are open unless “. . . confidential by law or public record rules adopted by the supreme court.” Rule 123(c)(1) provides that in the best interests of the state, “. . . public access to some court records may be restricted . . . .”

Now therefore, a finding of probable cause has been made in the above captioned complaint and evidence has been presented that public disclosure of this complaint is not in the best interests of the state at this time,

IT IS DIRECTED that all information related to this complaint remain confidential, except as provided in Administrative Directive 2004-03, until further determination and order.

Dated this 21<sup>st</sup> day of July, 2004.

  
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David K. Byers  
Administrative Director of the Courts